

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

**UNITED STATES OF AMERICA**

**vs.**

**DAVID LOVORN JOHNSON,**

**Defendant.**

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**CRIMINAL NO. 06-00006-WS**

**ORDER**

This matter is before the Court on the defendant's motion to suppress. (Doc. 10). The defendant seeks to suppress evidence of illegal drug use or possession arising out of a traffic stop and subsequent search of the defendant's home. The government responds that it does not intend to offer such evidence as part of its case-in-chief. (Doc. 12). The defendant has declined the opportunity to reply. (Doc. 11). Based on the government's representation, the motion to suppress is **denied as moot**.

DONE and ORDERED this 13<sup>th</sup> day of March, 2006.

s/ WILLIAM H. STEELE  
UNITED STATES DISTRICT JUDGE